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ELECTRONICALLY FILED
March 2, 2010

5 Attorney for Debtor
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8 UNITED STATES BANKRUPTCY COURT
9 DISTRICT OF NEVADA

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11 In Re:
12 JOSEPH W. ARRIOLA, aka
WAYNE ARRIOLA, dba
13 AMERICAN DETAIL AND BUMPER
REPAIR, fdba AMERICAN
14 FIBREGLASS AND AUTO BODY,

Case No. BK-N-09-53905-GWZ
Chapter 11

MOTION FOR EXTENSION OF
DEBTOR'S EXCLUSIVE TIME
PERIODS TO FILE AND OBTAIN
CONFIRMATION OF HIS PLAN
OF REORGANIZATION

15 Debtor.
16 _____/

Hearing Date: April 21, 2010
Hearing Time: 10:00 a.m.

17 Debtor, JOSEPH W. ARRIOLA (the "Debtor"), through its counsel, Alan R. Smith,
18 Esq., of the Law Offices of Alan R. Smith, respectfully represents as follows:

19 1. On November 2, 2009, Debtor filed his voluntary petition under Chapter 11 of
20 the Bankruptcy Code, and continues to operate as a debtor-in-possession. The Debtor is the
21 50% equity security owner of another Chapter 11 debtor-in-possession (Pro Body & Frame,
22 Case No. 09-52900 filed August 25, 2009) and other automobile repair businesses, plus owns
23 numerous residential and commercial real properties in Nevada and California.

24 2. The 120-day period during which the Debtor may file a plan of reorganization
25 expires on March 2, 2010. By this Motion, the Debtor requests a ninety-day extension of his
26 exclusivity period, to June 1, 2010. Debtor also seeks a corresponding extension of the time
27 period to obtain confirmation of a proposed plan of reorganization.

28 3. The 90-day extension of time requested herein is necessary because Debtor's

1 attorney, Alan R. Smith, Esq., recently has been substituted in as counsel for the Debtor Pro
2 Body & Frame, Inc. Alan R. Smith, Esq. will be filing a motion to request the two Chapter
3 11 cases be jointly administered, and if approved, proposing and filing a joint plan of
4 reorganization for the two debtors. Because of this, Debtor needs further time for obtaining
5 approval of the joint administration of the two cases, and then preparing adequate
6 information and plan of reorganization for the two debtors. (The Court has also set a hearing
7 date and time for the Motion for Joint Administration for April 21, 2010, at 10:00 a.m.)
8 Debtor is proceeding diligently in his efforts, and believes it will be able to formulate an
9 acceptable plan of reorganization within the extension of time requested herein.

10 4. The request set forth herein is Debtor's first request for an extension of time
11 in which to file a plan. It is believed that an extension of 90 days to file the plan will be
12 necessary. Debtor would also request an extension of the exclusivity period to obtain
13 confirmation of his filed plan of reorganization. Section 1121(d) of the Bankruptcy Code
14 authorizes the Court to grant an extension of the exclusive time period for filing and
15 obtaining confirmation of a debtor's plan, assuming cause is shown therefor. Debtor believes
16 that cause is indicated.

17 WHEREFORE, Debtor respectfully requests this Court enter its Order extending the
18 120-day exclusive time period to file his plan of reorganization, more specifically, from
19 March 2, 2010, to and including June 1, 2010, and further that a 90-day extension also be
20 granted for the corresponding exclusive period for obtaining confirmation of Debtor's filed
21 plan of reorganization.

22 **DATED** this 2nd day of March, 2010.

23 LAW OFFICES OF ALAN R. SMITH

24 By: /s/ Alan R. Smith
25 ALAN R. SMITH, ESQ.
26 Attorney for Debtor
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